



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

AF/3763 \$
12032 #30
NOTICE OF APPEAL
S. Bryce
3/1/04

In re Application of:) Group Art Unit: 3763
MIDDLEMAN, Lee M. et al.)
Serial No.: 09/123,614)
Filed: June 28, 1998)
For:)
Device for Anchoring Tubular)
Element) Pasadena, California

handed
3/2/04

RECEIVED

MAR 01 2004

TECHNOLOGY CENTER R3700

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated November 18, 2003 of the Primary Examiner finally rejecting Claims 1, 2, 7 to 11, 22, 24 to 28, 32 to 47, and 60 to 62.

The items below are appropriate:

1. _____ An extension of time to respond to the final rejection has been requested.
2. _____ An extension of time to respond to the final rejection is requested.

The Commissioner is authorized to charge Deposit Account No. 19-2090 for an extension fee in the amount of \$_____.

	<u>Small Entity</u>	<u>Large Entity</u>
First Month After Time Period Set	\$ 55.00	\$ 110.00
Second Month After Time Period Set	210.00	420.00
Third Month After Time Period Set	475.00	950.00

3. _____ Fee for a small entity - \$165.00

Fee for other than small entity - \$330.00

Enclosed

Not required (Fee paid in prior appeal)

Charge to Deposit Account No. 19-2090

4. _____ An oral hearing is requested - (Fee of \$290.00 Enclosed)

Charge to Deposit Account No. 19-2090.

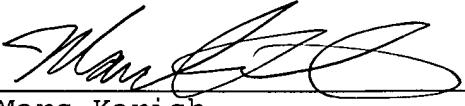
The Commissioner is authorized to charge any additional fees which may be required to Deposit Account No. 19-2090.

Respectfully submitted,

SHELDON & MAK PC

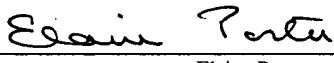
Date: February 18, 2004

By


Marc Karish
Reg. No. 44,816

SHELDON & MAK
225 South Lake Avenue, Suite 900
Pasadena, California 91101
(626) 796-4000

CERTIFICATE OF MAILING: I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria 22313-1450, on February 18, 2004.

By 
Elaine Porter